Amendment Conference of the States Parties to the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water

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Draft report of the Amendment Conference of the States Parties to the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water

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I. ORGANIZATION AND WORK OF THE CONFERENCE

Introduction

1. At the request of more than one third of the parties to the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water, the depositary Governments, in accordance with article II of the Treaty, convened a Conference to consider the amendment to the Treaty proposed by Indonesia, Mexico, Peru, Sri Lanka, Venezuela and Yugoslavia. Thereafter, informal consultations among the parties to the Treaty were held in New York.

2. At its forty-fourth session the General Assembly of the United Nations, in its resolution 44/106, recommended that a preparatory committee, open to all parties to the Treaty, should be established to make arrangements for the Amendment Conference and that such preparatory committee should meet at United Nations Headquarters from 29 May to 1 June 1990, followed by a one-week session of the Conference from 4 to 8 June 1990 and a second substantive session from 7 to 18 January 1991.

3. Thereafter, 6 meetings of the States parties to the Treaty and 15 open-ended informal consultations took place between 12 January and 25 May 1990. At their meeting on 8 March 1990, the States parties decided to hold the Amendment Conference in New York from 7 to 18 January 1991, preceded by the Meeting for the Organization of the Conference from 29 May to 8 June 1990.

4. The following 74 States parties participated in the work of the Meeting, which took place at United Nations Headquarters in New York, from 29 May to 8 June 1990:

> Afghanistan, Argentina, Australia, Austria, Bahamas, Belgium, Bhutan, Bolivia, Brazil, Bulgaria, Byelorussian Soviet Socialist Republic, Canada, Chile, Colombia, Costa Rica, Czech and Slovak Federal Republic, Denmark, Dominican Republic, Ecuador, Egypt, Fiji, Finland, Gabon, German Democratic Republic, Germany, Federal Republic of, Greece, Hungary, Iceland, India, Indonesia, Iran (Islamic Republic of), Iraq, Ireland, Italy, Japan, Jordan, Kenya, Lao People's Democratic Republic, Libyan Arab Jamahiriya, Luxembourg, Madagascar, Malaysia, Malta, Mexico, Mongolia, Myanmar, Nepal, Netherlands, New Zealand, Nigeria, Norway, Pakistan, Peru, Philippines, Poland, Republic of Korea, Romania, Spain, Sri Lanka, Sudan, Sweden, Switzerland, Syrian Arab Republic, Thailand, Tunisia, Turkey, Ukrainian Soviet Socialist Republic, Union of Soviet Socialist Republics, United Kingdom of Great Britain and Northern Ireland, United Republic of Tanzania, United States of America, Uruguay, Venezuela and Yugoslavia.

5. The Meeting was opened by Mr. Yasushi Akashi, Under-Secretary-General for Disarmament Affairs, who represented the Secretary-General of the United Nations.

6. At its first meeting, the Meeting elected by acclamation Mr. Edmond Jayasinghe, Ambassador of Sri Lanka, as President of the Meeting. Ms. Jill Bernardine Courtney, First Secretary of the Permanent Mission of Australia to the United Nations, and Mr. Ivan Sotirov, Deputy Permanent Representative of the

Permanent Mission of Bulgaria to the United Nations, were elected by acclamation as Vice-Presidents of the Meeting.

7. At the same meeting, the Meeting confirmed the nomination of Mr. Sohrab Kheradi, Principal Officer of the Department for Disarmament Affairs, as Secretary-General of the Meeting. The nomination had been made by the Secretary-General of the United Nations in response to a request of the States parties that he designate an official as provisional Secretary-General of the Meeting and of the Conference, such nomination to be confirmed by those bodies respectively.

8. At subsequent meetings, the Meeting adopted, inter alia, the provisional agenda and the draft rules of procedure of the Amendment Conference, and decided upon the financial arrangements for meeting the costs of the Meeting and the Conference (see PTBT/CONF/1, paras. 14 to 16 and part IV). It also requested the Secretariat to prepare a background paper, which was later issued as a document of the Conference (PTBT/CONF/5). In addition, the Conference decided to invite the parties to the Treaty, in particular the nuclear-weapon States parties to the Treaty, to submit to the provisional Secretary-General of the Conference for distribution before the Conference their views regarding the verification of a comprehensive nuclear-test ban. The views received on this subject were reproduced as document PTBT/CONF/4 and Add.1 and 2.

9. At the final plenary meeting, on 8 June 1990, the States parties participating in the Meeting adopted the final report, which was subsequently transmitted to the Amendment Conference as document PTBT/CONF/1.

10. On 4 December 1990, the General Assembly of the United Nations adopted resolution 45/50, entitled "Amendment of the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water", by which the Assembly noted with satisfaction that the Amendment Conference would be held in New York from 7 to 18 January 1991; called upon all parties to the Treaty to participate in, and to contribute to the success of, the Amendment Conference for the achievement of a comprehensive nuclear-test ban at an early date, as an indispensable measure towards implementation of their undertakings in the preamble to the Treaty; reiterated its conviction that, pending the conclusion of a comprehensive nuclear-test-ban treaty, the nuclear-weapon States should suspend all nuclear-test explosions through an agreed moratorium or unilateral moratoria; recommended that arrangements be made to ensure that intensive efforts continue, under the auspices of the Amendment Conference, until a comprehensive nuclear-test-ban treaty was achieved; recommended also that the Amendment Conference establish a working group, or other means it deemed appropriate, to study, inter alia, the organization of control, institutional mechanisms and legal aspects of a comprehensive nuclear-test-ban treaty and to report its conclusions to the Conference; stressed the importance of ensuring adequate co-ordination among the various negotiating forums dealing with a comprehensive nuclear-test-ban treaty; and decided to include in the provisional agenda of its forty-sixth session the item entitled "Amendment of the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water". The full text of resolution 45/50 is contained in document PTBT/CONF/11.

Organization of the Conference

11. In accordance with the decision taken by the States parties to the Treaty at their meeting on 8 March 1990, the Conference was convened on 7 January 1991 at United Nations Headquarters in New York. After the opening of the Conference by Ambassador Edmond Jayasinghe of Sri Lanka, President of the Meeting of the States Parties for the Organization of the Amendment Conference, the Secretary-General of the United Nations made the opening statement. Thereafter, the Conference elected by acclamation as its President the Minister for Foreign Affairs of Indonesia, Mr. Ali Alatas.

12. At the same meeting, the Conference confirmed the nomination of Mr. Sohrab Kheradi, Principal Officer of the Department for Disarmament Affairs, as Secretary-General of the Conference.

13. A message from President Mikhail Gorbachev of the Union of Soviet Socialist Republics, addressed to the Conference, was read out by the representative of the USSR.

14. Also at the opening meeting, the Conference took note of the final report of the Meeting of the States Parties to the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water for the Organization of the Amendment Conference (PTBT/CONF/1) and adopted the recommendations contained therein.

15. At the same meeting, the Conference adopted its provisional agenda as contained in document PTBT/CONF/2 and proceeded to adopt its rules of procedure as contained in document PTBT/CONF/3.

16. At that meeting, in accordance with its rules of procedure, the Conference elected by acclamation 10 Vice-Presidents from the following States parties: Bulgaria, Byelorussian Soviet Socialist Republic, Mexico, Netherlands, New Zealand, Philippines, Senegal, Sri Lanka, United Republic of Tanzania and Venezuela. In addition, it elected Ambassador Jan Groop of Finland as Chairman of the Credentials Committee. Subsequently, at its 8th plenary meeting, on 11 January 1991, the Conference elected Ambassador Satteeanund Peerthum of Mauritius as Vice-Chairman of the Credentials Committee and, upon the proposal of the President, appointed the following States parties as members of that Committee: Belgium, Botswana, Colombia, Fiji and the Union of Soviet Socialist Republics.

17. Also at the opening meeting, having adopted the cost-sharing formula for the Meeting and the Conference referred to in rule 12 of the rules of procedure and the recommendations in that respect contained in the final report of the Meeting as well as having approved the revised estimates for the costs of the Meeting and the Conference (PTBT/CONF/9), which would later be adjusted to reflect the actual expenditures incurred, the Conference adopted the arrangements for meeting the costs of the Conference.

Work of the Conference

18. The Conference held ____ plenary meetings between 7 and 18 January 1991.

19. The general debate, which took place in plenary meetings and in which 63 States parties and 1 signatory State took part, was held from 8 to 11 January 1991.

20. During the course of the Conference, the General Committee held ____ meetings.

21. In accordance with the decision of the Conference, the Committee of the Whole held two meetings devoted to an exchange of views on item 12 of the agenda, entitled "Consideration of the Proposed Amendment to the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water as provided for in its article II, including reports of the Committees". The proposed amendments are contained in documents PTBT/CONF/6 and Add.1 and PTBT/CONF/8.

22. A draft decision was submitted on 17 January 1991 by Indonesia, Mexico, Nigeria, Peru, Philippines, Sri Lanka, United Republic of Tanzania, Venezuela and Yugoslavia and circulated as document PTBT/CONF/L.1.

23. The Credentials Committee held two meetings, on 14 and 17 January 1991. At its 2nd meeting, the Committee adopted its report to the Conference on the credentials of representatives of States parties participating in the Conference (PTBT/CONF/12). At its ___ plenary meeting, on __ January 1991, the Conference took note of the report.

Participation at the Conference

24. Of the 117* States parties to the Treaty, the following 94 participated in the Conference:

Afghanistan, Antigua and Barbuda, Argentina, Australia, Austria, Bahamas, Bangladesh, Belgium, Benin, Bhutan, Bolivia, Botswana, Brazil, Bulgaria, Byelorussian Soviet Socialist Republic, Canada, Cape Verde, Chile, Colombia, Costa Rica, Cyprus, Czech and Slovak Federal Republic, Denmark, Dominican Republic, Ecuador, Egypt, Fiji, Finland, Gabon, Germany, Greece, Guatemala, Honduras, Hungary, Iceland, India, Indonesia, Iran (Islamic Republic of), Iraq, Ireland, Israel, Italy, Japan, Jordan, Kenya, Lao People's Democratic Republic, Lebanon, Libyan Arab Jamahiriya, Luxembourg, Malawi, Malaysia, Malta, Mauritius, Mexico, Mongolia, Morocco, Myanmar, Nepal, Netherlands, New Zealand, Nicaragua, Nigeria, Norway, Pakistan, Papua New Guinea, Peru, Philippines, Poland, Republic of Korea, Romania, Senegal, Seychelles, Spain, Sri Lanka, Sudan, Swaziland, Sweden, Switzerland, Syrian Arab Republic, Thailand, Togo, Tunisia, Turkey, Uganda, Ukrainian Soviet Socialist Republic, Union of Soviet Socialist Republics, United Kingdom of Great Britain and Northern Ireland, United Republic of Tanzania, United States of America, Uruguay, Venezuela, Yugoslavia, Zaire and Zambia.

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25. In accordance with paragraph 1 of rule 44 of the rules of procedure, the following five signatory States also participated in the Conference: Algeria, Burkina Faso, Cameroon, Ethiopia and Portugal.

26. In accordance with paragraph 2 (a) of rule 44, the following nine States were granted Observer status: Albania, Angola, Bahrain, Cuba, Guyana, Holy See, Lesotho, Mozambique and Vanuatu. In accordance with paragraph 2 (b), Palestine was granted Observer status.

27. Under paragraph 3 of rule 44, the representative of the Secretary-General of the United Nations, the Under-Secretary-General for Disarmament Affairs, the Secretary-General of the Conference on Disarmament and a representative of the International Atomic Energy Agency attended the Conference.

28. Under paragraph 4 of rule 44, the Organization for the Prohibition of Nuclear Weapons in Latin America and the Caribbean, the Organization of African Unity and the World Meteorological Organization were granted Observer Agency status.

29. Under paragraph 5 of rule 44, which provided for the attendance of non-governmental organizations at the Conference, 76 such organizations attended. On 9 January 1991, representatives of 35 such organizations spoke at an informal meeting held to enable the participants of the Conference to hear statements presented by the non-governmental organizations.

30. A list of participants at the Conference, including representatives of States parties, States signatories, Observers, the United Nations, the Conference on Disarmament, the International Atomic Energy Agency, the secretariat of the Conference, specialized agencies and regional intergovernmental organizations, and non-governmental organizations is contained in annex III to the present report.

Documentation

31. Annexes I and II to the present report contain, respectively, the list of the documents of the Conference and the texts of the documents of the Conference. Annex III contains the list of participants.

Annex I

LIST OF DOCUMENTS

PTBT/CONF/1	Final report of the Meeting of the States Parties to the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water for the Organization of the Amendment Conference
PTBT/CONF/2	Provisional agenda of the Amendment Conference of the States Parties to the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water
PTBT/CONF/3	Draft rules of procedure for the Amendment Conference of the States Parties to the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water
PTBT/CONF/4 and Add.1 and 2	Views regarding the verification of a comprehensive nuclear-test ban
PTBT/CONF/5	Background paper by the Secretariat
PTBT/CONF/6 and Add.1	Letter dated 30 November 1990 from the Permanent Representatives of Indonesia, Mexico, Sri Lanka, Venezuela and Yugoslavia and the Deputy Permanent Representative of Peru to the United Nations addressed to the Secretary-General of the Conference, submitting the text of draft Protocol II on the verification of the amendment proposed to the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water
PTBT/CONF/7	Letter dated 14 December 1990 from the Permanent Representatives of Chile and Colombia and the Deputy Permanent Representatives of Ecuador and Peru to the United Nations addressed to the provisional Secretary-General of the Conference transmitting a text on behalf of the members of the Permanent South Pacific Commission
PTBT/CONF/8	Letter dated 17 December 1990 from the Permanent Representatives of Mexico, Venezuela and Yugoslavia and the Chargés d'affaires a.i., Deputy Permanent Representatives of Indonesia, Peru and Sri Lanka to the United Nations addressed to the provisional Secretary-General of the Conference, submitting the text of the proposed amendment to the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water (Protocol I)
PTBT/CONF/9	Revised estimated cost of the Amendment Conference of the States Parties to the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water: Note by the Secretariat

PTBT/CONF/10	Letter dated 7 December 1990 from the Secretary-General of the Agency for the Prohibition of Nuclear Weapons in Latin America and the Caribbean (OPANAL) addressed to the provisional Secretary-General of the Amendment Conference, transmitting in writing the comments of the Agency in accordance with rule 44 (4) of the draft rules of procedure
PTBT/CONF/11	Letter dated 10 January 1991 from the Permanent Representative of the Philippines to the United Nations addressed to the Secretary-General of the Conference, requesting the circulation of General Assembly resolution 45/50 as an official document of the Amendment Conference
PTBT/CONF/12	Credentials of representatives of the Conference: Report of the Credentials Committee
PTBT/CONF/13	Report of the Amendment Conference of the States Parties to the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water
PTBT/CONF/L.1	D aft decision by Indonesia, Mexico, Nigeria, Peru, Philippines, Sri Lanka, United Republic of Tanzania, Venezuela and Yugoslavia
PTBT/CONF/L.2	Draft report of the Amendment Conference of the States Parties to the Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water

SUMMARY RECORDS OF PLENARY MEETINGS

PTBT/CONF/SR.1-..	Summary records of the 1st to ..... plenary meetings

INFORMATION DOCUMENTS

PTBT/CONF/INF/1 and Add.1	Provisional list of participants

Annex II

DOCUMENTS OF THE CONFERENCE

Annex III

LIST OF PARTICIPANTS

[PTBT/CONF/INF/1 and Add.1 to be incorporated]